

**United States District Court**

**EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION**

DAVID E. MACK

Plaintiff,

VS.

MIDLAND CREDIT  
MANAGEMENT, INC.

Defendant.

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Case No. 4:14CV414  
Judge Mazzant/Judge Bush

**MEMORANDUM ADOPTING REPORT AND  
RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE**

Came on for consideration the report of the United States Magistrate Judge in this action, this matter having been heretofore referred to the United States Magistrate Judge pursuant to 28 U.S.C. § 636. On November 21, 2014, the report of the Magistrate Judge was entered containing proposed findings of fact and recommendations that Defendant Midland Credit Management, Inc.'s Motion for Judgment on the Pleadings (Dkt. #10) be denied.

Having received the report of the United States Magistrate Judge, and no objections thereto having been timely filed, this Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts the Magistrate Judge's report as the findings and conclusions of the Court.

It is, therefore, **ORDERED** that Defendant Midland Credit Management, Inc.'s Motion for Judgment on the Pleadings (Dkt. #10) is **DENIED**.

**It is SO ORDERED.**

**SIGNED this 23rd day of March, 2015.**

  
AMOS L. MAZZANT  
UNITED STATES DISTRICT JUDGE